

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 CIGARETTE KING, et al.,)
12)
13 Plaintiff,) 1:05-cv-0402 OWW SMS
14 v.)
15)
16 PHILIP MORRIS USA,) ORDER DISMISSING ACTON
et al.,)
Defendant)
)

18 By Memorandum Decision and Order dated June 15, 2005, the
19 Court ordered this action dismissed, but granted the plaintiff 30
20 days leave to file an amended complaint.

21 As of this date, no such amended complaint has been filed and
22 it is therefore ordered that this action is dismissed without
23 prejudice.

IT IS SO ORDERED.

24 | Dated: September 12, 2006
25 | emm0d6

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE